

# **EXHIBIT E**

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION

BIAX CORPORATION \* Civil Docket No.  
\* 2:05-CV-184  
VS. \* Marshall, Texas  
\*  
\* December 20, 2005  
INTEL CORPORATION, ET AL \* 3:00 P.M.

TRANSCRIPT OF SCHEDULING CONFERENCE  
BEFORE THE HONORABLE T. JOHN WARD  
UNITED STATES DISTRICT JUDGE

APPEARANCES:

**RECEIVED**

MAY 12 2006

**ERIC FINDLAY**

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(Proceeding recorded by mechanical stenography, transcript  
produced on CAT system.)

**ORIGINAL**

1 MR. ALBRITTON: I think that we can agree to a  
2 hundred hours per side.

3 THE COURT: Depositions of who?

4 MR. ALBRITTON: Non-parties, Your Honor.

5 THE COURT: Non-parties. And what are y'all  
6 going to do about parties, anything?

7 MR. ALBRITTON: Just operate under the Court's  
8 standard rules, that is 30(b)(6) witnesses.

9 THE COURT: 30(b)(6) witnesses, as long as it  
10 is a reasonable number of issues. I don't usually have any  
11 problem with that with lawyers that have been in this Court  
12 very much.

13 All right. Anything else that we need to  
14 address?

15 MR. ALBRITTON: We have a -- we have been  
16 negotiating on a protective order, Your Honor.

17 THE COURT: I was going to ask you about the  
18 protective order.

19 MR. ALBRITTON: And we would request that the  
20 Court allow us to continue to negotiate, and no longer -- no  
21 later than January the 6th, if we have not reached an  
22 agreement, we will submit to the Court what is agreed upon and  
23 the points of contention.

24 THE COURT: Well, your competing versions on  
25 the points of contentions. So, I might like one version, but